



JC03 Rec'd PCT/PTO

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Maurice CHAZALET, et al.

Date: September 4, 2001

Serial No.: 09/787,631

Group Art Unit: 1617

Filed: April 13, 2001

For: FUNGICIDAL COMPOSITIONS

Receipt #9  
P/3610-12  
10 SEP 2001  
TECH CENTER 1600/2900  
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Asst. Commissioner of Patents  
and Trademarks  
Washington, D.C. 20231

REQUEST FOR A CORRECTED FILING RECEIPT

Sir:

Please issue a corrected filing receipt for the above application. The original filing receipt includes the following error:

- ☒ The filing date is incorrect. The correct filing date is: April 13, 2001.  
A copy of a second submission of items concerning a filing under 35 U.S.C. §371 evidencing the correct filing date is enclosed herewith.

It is requested that the U.S. Patent and Trademark Office issue a corrected filing receipt at the earliest possible date.

In the event payment of any fee is inadvertently not enclosed, or if any additional fee during the prosecution of this case is not paid, the Patent and Trademark Office is authorized to charge the underpayment to Deposit Account No. 15-0700.

Respectfully submitted,

*Edward A. Meilman*  
EDWARD A. MEILMAN  
Registration No.: 24,735  
OSTROLENK, FABER, GERB & SOFFEN, LLP  
1180 Avenue of the Americas  
New York, New York 10036-8403  
Telephone: (212) 382-0700



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FORM PTO-1700 REV 12-1999		U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	ATTORNEYS DOCKET NUMBER P/3610-12
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371			U.S. APPLICATION NO. (if known, see 37 CFR 09/787,631
INTERNATIONAL APPLICATION NO. PCT/FR99/02223	INTERNATIONAL FILING DATE 20 September 1999	PRIORITY DATE CLAIMED 21 September 1998	
TITLE OF INVENTION FUNGICIDAL COMPOSITIONS			
APPLICANT(S) FOR DO/EO/US Maurice CHAZALET, et al.			
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:			
1. <input type="checkbox"/> This is a FIRST submission of items concerning a filing under 35 U.S.C. 371.			
2. <input checked="" type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371.			
3. <input type="checkbox"/> This is an express request to promptly begin national examination procedures 35 U.S.C. 371(c).			
4. <input type="checkbox"/> The US has been elected by the expiration of 19 months from the priority date (PCT Article 31).			
5. <input type="checkbox"/> A copy of the International Application is filed (35 U.S.C. 371(c)(2)).			
a. <input type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau).			
b. <input type="checkbox"/> has been communicated by the International Bureau.			
c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US).			
6. <input type="checkbox"/> An English language translation of the International Application is filed (35 U.S.C. 371(c)(2)).			
7. <input type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)).			
a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau).			
b. <input type="checkbox"/> have been communicated by the International Bureau.			
c. <input type="checkbox"/> have not been made, however, the time limit for making such amendments has NOT expired.			
d. <input type="checkbox"/> have not been made and will not be made.			
8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).			
9. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).			
10. <input type="checkbox"/> An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).			
Items 11 to 16 below concern document(s) or information included:			
11. <input type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98.			
12. <input checked="" type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.			
13. <input type="checkbox"/> A FIRST preliminary amendment.			
<input type="checkbox"/> A SECOND or SUBSEQUENT preliminary amendment.			
14. <input type="checkbox"/> A substitute specification.			
15. <input type="checkbox"/> A change of power of attorney and/or address letter.			
16. <input type="checkbox"/> Other items or information:			
EXPRESS MAIL CERTIFICATE			
I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail Post Office to Addressee (mail label EL075475124US in an envelope addressed to: Asst. Commissioner for Patents, Washington, D.C. 20231, on April 13, 2001			
Dorothy Jenkins			
Name of Person Mailing Correspondence			
<i>Dorothy Jenkins</i>			
Signature			
April 13, 2001			
Date of Signature			

EL075475124US

SEP 10 2001

U.S. APPLICATION NO. (if known) See 37 CFR 1.53  
09/787,631

INTERNATIONAL APPLICATION NO.  
PCT/FR99/02223

ATTORNEY'S DOCKET NUMBER  
P/3610-12

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17. ☒ The following fees are submitted:

BASIC NATIONAL FEE (37 CFR 1.492 (a) (1) - (5)):

Neither international preliminary examination fee (37 CFR 1.482)  
nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO  
and International Search Report not prepared by the EPO or JPO ..... \$1000.00

International preliminary examination fee (37 CFR 1.482) not paid to  
USPTO but International Search Report prepared by the EPO or JPO ..... \$860.00

International preliminary examination fee (37 CFR 1.482) not paid to USPTO but  
international search fee (37 CFR 1.445(a)(2)) paid to USPTO ..... \$710.00

International preliminary examination fee paid to USPTO (37 CFR 1.482)  
but all claims did not satisfy provisions of PCT Article 33(1)-(4) ..... \$690.00

International preliminary examination fee paid to USPTO (37 CFR 1.482)  
and all claims satisfied provisions of PCT Article 33(1)-(4) ..... \$100.00

ENTER APPROPRIATE BASIC FEE AMOUNT =

CALCULATIONS PTO USE ONLY

Surcharge of \$130.00 for furnishing the oath or declaration later than ☐ 20 ☒ 30  
months from the earliest claimed priority date (37 CFR 1.492(e)).

\$ 130.00

CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE
Total claims	- 20 =		X \$18.00
Independent claims	- 3 =		X \$80.00
MULTIPLE DEPENDENT CLAIM(S) (if applicable):			- \$270.00

TOTAL OF ABOVE CALCULATIONS =

☐ Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above  
are reduced by 1/2.

SUBTOTAL =

Processing fee of \$130.00 for furnishing the English translation later than ☐ 20 ☐ 30  
months from the earliest claimed priority date (37 CFR 1.492(f)).

TOTAL NATIONAL FEE =

Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be  
accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property

40.00

TOTAL FEES ENCLOSED =

Amount to be refunded:	\$
charged:	\$

a. ☒ A check in the amount of \$ 170.00 to cover the above fees is enclosed. Check No. 004162

b. ☐ Please charge my Deposit Account No. \_\_\_\_\_ in the amount of \$ \_\_\_\_\_ to cover the above fees.  
A duplicate copy of this sheet is enclosed.

c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any  
overpayment to Deposit Account No. 15-0700. A duplicate copy of this sheet is enclosed.

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR  
1.137(a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:

OSTROLENK, FABER, GERB & SOFFEN, LLP  
1180 Avenue of the Americas  
New York, NY 10036-8403

Tel: (212) 382 0700

*Edward A. Meilman*  
SIGNATURE:

Edward A. Meilman

NAME

24,735

REGISTRATION NUMBER

SEP 10 2001

QIPE

USA

98055

UNITED STATES OF AMERICA  
COMBINED DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

OFPS FILE NO.  
P/3610-12

I, a below named inventor, I hereby declare that: my residence, post office address and citizenship are as stated below next to my name; that I  
 verify believe that I am the original, first and sole inventor (if only one name is listed below) or a joint inventor (if plural inventors are named) of the  
 subject matter which is claimed and for which a patent is sought on the invention entitled:

New fungicide compositions

the specification of which is attached hereto, unless the following box is checked:

☐ was filed on 20 September 1999 as United States patent Application Number or PCT International patent  
 application number PCT/FR99/02223 and was amended on \_\_\_\_\_ (if any).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any  
 amendment referred to above.

I acknowledge the duty to disclose all information known to be material to patentability in accordance with Title 37, Code of Federal Regulations,  
 §1.56.

I hereby claim priority benefits under Title 35, United States Code §119 of any foreign application(s) for patent or inventor's certificate or United  
 States provisional application(s) listed below and have also identified below any foreign application for patent or inventor's certificate having a filing  
 date before that of the application on which priority is claimed:

Prior Foreign or Provisional Application(s)

COUNTRY	APPLICATION NUMBER	DATE OF FILING (day, month, year)	PRIORITY CLAIMED UNDER 35 U.S.C. 119
France	98/11895	21 September 1998	YES <u>X</u> NO _____

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter  
 of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35,  
 United States Code, §112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal  
 Regulations, §1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this  
 application.

UNITED STATES APPLICATION NUMBER	DATE OF FILING (day, month, year)	STATUS (patented, pending, abandoned)

I hereby appoint customer no. 2352 OSTROLENK, FABER, GERB & SOFFEN, LLP, and the members of the firm, Samuel H. Weiner - Reg. No.  
 18,510; Jerome M. Berliner - Reg. No. 18,653; Robert C. Faber - Reg. No. 24,322; Edward A. Meilman - Reg. No. 24,735; Steven I. Weisburd -  
 Reg. No. 27,409; Max Moskowitz - Reg. No. 30,576; Stephen A. Soffen - Reg. No. 31,063; James A. Finder - Reg. No. 30,173; William O. Gray, III  
 - Reg. No. 30,944; Louis C. Dujmich - Reg. No. 30,625; Douglas A. Miro - Reg. No. 31,643, and Michael J. Scheer - Reg. No. 34,425, as attorneys  
 with full power of substitution and revocation to prosecute this application, to transact all business in the Patent & Trademark Office connected  
 therewith and to receive all correspondence.

SEND CORRESPONDENCE TO: **OSTROLENK, FABER, GERB & SOFFEN, LLP** DIRECT TELEPHONE CALLS TO:  
 1180 AVENUE OF THE AMERICAS (212) 382-0700  
 NEW YORK, NEW YORK 10036-8403  
 CUSTOMER NO. 2352

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed  
 to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or  
 imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of  
 the application or any patent issued thereon.

FULL NAME OF SOLE OR FIRST INVENTOR  
**Maurice CHAZALET** INVENTOR'S SIGNATURE [Signature] DATE 20/03/2001

RESIDENCE (City and either State or Foreign Country)  
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**Patrice DUVERT** INVENTOR'S SIGNATURE [Signature] DATE March 16, 2001

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FULL NAME OF THIRD JOINT INVENTOR (IF ANY)  
**Jean-Marie GOUOT** INVENTOR'S SIGNATURE [Signature] DATE March 15, 2001

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